IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.43730 of 2008
1. AWADHESH KUMAR(Halka Karamchari)
2. Suresh Kumar @ Munna
Both are S/o Kamaleshwari Prasad, R/o Vill. Bharwari, P.S. Hayaghat, Dist. Darbhanga
3. Pradeep Rai, S/o late Nandan Rai, R/o Vill. Gudhami, P.S. Mushahari, Dist. Muzaffarpur.
Versus
STATE OF BIHAR

2/ 15.12.2008 Heard.

The basic ingredient of the offence alleged to have been committed by the petitioner no.1 is issuance of a fake rent receipt pertaining to the plot of land mentioned therein. According to the informant, the information in relation thereto was given by the subsequent Halka Karamchari, who was posted in place of the petitioner no.1.

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In the body of the petition, the petitioner no.1 has stated in no uncertain terms that the receipt in question was issued by him and that the same is not a fake rent receipt. In addition to that, he has stated that in fact, the complainant has been recognized by the State as the lawful person in possession of the land in question.

In view of what has been stated above, the application of the petitioners for grant of anticipatory bail is allowed. Let the above named petitioners, in the event of

arrest or surrender within six weeks from today, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Muzaffarpur in connection with Bochahan P.S. Case No. 161 of 2004 subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

S.B.P. **(Barin Ghosh, J.)**

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